

**REMARKS**

This communication is filed together with a Response to Notification of Non-Compliant Appeal Brief pursuant to 37 C. F.R. § 41.33(b)(1). This Amendment is submitted to cancel claims 25 and 27-30 without comment, prejudice or disclaimer. Claims 25 and 27-30 are subject to a pending Appeal. However, claims 25 and 28 are independent claims, and claims 27 and 29-30 depend from independent claims 25 or 28. No other claims depend from independent claims 25 or 28, and no other changes to the claims are made. Therefore, Applicant submits that entry of this Amendment does not affect the scope of any other pending claim in the proceeding.

Accordingly, pursuant to 37 C.F.R. § 41.33(b)(1), Applicant respectfully requests entry of this Amendment, which reduces the number of claims and issues on Appeal.

*Conclusion*

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (512) 492-6407 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

SCHWEGMAN, LUNDBERG & WOESSNER, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(512) 492-6407

Date August 4, 2009

By R. Michael Reed  
R. Michael Reed  
Reg. No. 59,066